

STATEMENT OF SUBSTANCE OF INTERVIEW

Initially, Applicant wishes to thank Examiner Mendoza for conducting an interview with Applicant's representative, Benjamin A. Keim, on March 26, 2008.

During the interview, Applicant's representative explained features of the subject matter including a method used for deciding if a file should be added or removed from a data carousel and determination of a worst case latency.

Applicant's representative also presented arguments distinguishing the claims from the cited references. In particular, that the Sugimori reference is not relevant to problems solved by the Applicant's disclosure, and that Sugimori does not discuss "file transmission latency information," as recited in Applicant's claims.

Also discussed during the interview were proposed amendments to the claims. In the interest of expediting prosecution of the application, and without conceding the propriety of the rejection, Applicant proposes to amend independent claims 1, 20, and 37 to further clarify features of Applicant's claimed subject matter. Applicant's representative understood the Examiner to tentatively agree that the language discussing worst case latency that was proposed during the interview would be allowable over the references of record.

Accordingly, Applicant amends the independent claims herein, as discussed during the interview. Applicant submits that all of the pending claims are in condition for allowance.